

Template Letter for Best Efforts to Gain Access for Soil Removal/ Replacement

«Ltr Date»

«Contact»

«Owner Addressee»

«Owner Town»

RE: **Access to Your Property for Residential Yard Soil Removal**

«Smp Add»

«PLPNO»

Dear «Salute»

Soil and Land Services (S&L) is conducting removals of lead contaminated soil from residential yards under an Unilateral Administrative Order for Remedial Action (UAO) issued by ~~with the~~ the US Environmental Protection Agency (EPA), ~~and the Missouri Department of Natural Resources (MDNR) and The UAO and~~ the associated Statement of Work, ~~require to use~~ “best efforts” (as defined in Section XIII, Paragraph 57 of the UAO Unilateral Administrative Order) to obtain all necessary access agreements to conduct residential yard soil removal in specific areas of St. Francois County.

Commented [VHJ1]: MDNR is not a party to the UAO.

Representatives of the EPA, MDNR, and/or ~~S&L~~ Soil and Land Services (S&L) sampled the yard at the residence you own. Sample results were provided to you by the sampling entity after sampling and are attached to this letter. The lead levels in the yard are high enough to qualify for removal and replacement under the criteria outlined in the above-referenced agreements.

S&L ~~sent letters requesting your permission for access to you on (date). In addition, S&L visited your property on (date) has either contacted or attempted to contact you in an effort to obtain an access agreement in order to~~ remove lead contaminated soil from ~~sample~~ your residential yard ~~soil~~ at the residence listed above. Since no such agreement has resulted from these attempts, S&L is by this certified letter fulfilling our “best efforts” to obtain an access agreement to do the residential yard soil removal and replacement work in the yard listed above.

Commented [VHJ2]: S&L should mail out access agreements 2 times. If no response S&L should go to the property and attempt to get access from the home owner. There should not be very many of these so letter should document attempts with dates.

A copy of the Access Agreement is enclosed. I ask that you please sign it and return it by mail to:

Commented [VHJ3]: So will this letter have attached the letter requesting permission?

Chris Neaville
Project Coordinator
Soil and Land Services, LLC
1221 Mill Street
Leadwood, Missouri 63653

If you have questions, feel free to call me at 314-453-7132. S & L will make no further effort to contact you on this matter. However, a copy of this letter is being sent to the EPA and MDNR. These agencies may be in contact with you to urge signing of the Access Agreement.

Sincerely,
Soil and Land Services, LLC

Chris Neaville
Project Coordinator

cc: Jason Gunter, EPA
Brandon Wiles, MDNR

